

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mrs. Holly L Johnston on 1/12/10.

a) In claim 21, lines 9-11, change "performance metric; and" to -performance metric;-.

b) In claim 21, line 15, change

"base station." to

-base station; and

a vehicle that is attached to at least one leg or foot of the mobile participant, wherein the at least one camera is attached to the vehicle, wherein the vehicle is an article of footwear.- .

c) In claim 35, line 12, change "at least one image; and" to -at least one image;-.

d) In claim 35, line 16, change

"at least one image." to

-at least one image; and

a vehicle that is attached to at least one leg or foot of the mobile participant, wherein the one or more cameras is attached to the vehicle, wherein the vehicle is an article of footwear.- .

- e) In claim 39, line 11, change "performance metric; and" to
–performance metric;
a vehicle that is attached to at least one leg or foot of the mobile participant,
wherein the mobile camera is attached to the vehicle, wherein the vehicle is an article of
footwear; and-
 - f) Cancel claim 44.
 - g) Cancel claim 46.
 - h) In claim 45, line 1, change "The system of claim 44" to -The system of claim
21-.
 - i) In claim 47, line 1, change "The system of claim 46" to –The system of claim
35-.
2. Applicant cancelled claims 1-20, 22, 24, 36, 44 and 46.

Allowable Subject Matter

- 3. **Claims 21, 23, 25-35, 37-43, 45 and 47** are allowed.
- 4. **Claims 21, 23, 25-35, 37-43, 45 and 47** are renumbered.
- 5. The following is an examiner's statement of reasons for allowance:

Claim 21 is allowed because the closest prior art, Marinelli (U.S. Patent Number. 6,148,271), Heitzman et al. (U.S. Patent Number 4,716,458) and Pejas et al. ((U.S. Patent Number 5,696,481), either singularly or in combination fail to anticipate or render obvious an event system comprising at least one camera attached to the mobile participant for capturing at least one image, of at least one of the mobile participant and the at least one performance metric and transmitting data representing the at least one

image to the base station to correlate with the wireless data representing the at least one performance metric; a vehicle that is attached to at least one leg or foot of the mobile participant, wherein the mobile camera is attached to the vehicle, wherein the vehicle is an article of footwear, in combination with the rest of the claim limitations as claimed and defined by the Applicant.

Claim 35 is allowed because the closest prior art, Marinelli (U.S. Patent Number. 6,148,271), Heitzman et al. (U.S. Patent Number 4,716,458) and Pejas et al. ((U.S. Patent Number 5,696,481), either singularly or in combination fail to anticipate or render obvious a system comprising one or more mobile cameras attached to the mobile participant to capture at least one image of at least one of the mobile participant and the at least one performance metric and to transmit data representing the at least one image ; a vehicle that is attached to at least one leg or foot of the mobile participant, wherein the one or more cameras is attached to the vehicle, wherein the vehicle is an article of footwear, in combination with the rest of the claim limitations as claimed and defined by the Applicant.

Claim 39 is allowed because the closest prior art, Marinelli (U.S. Patent Number. 6,148,271), Heitzman et al. (U.S. Patent Number 4,716,458) and Pejas et al. ((U.S. Patent Number 5,696,481), either singularly or in combination fail to anticipate or render obvious a method including the step of capturing, by a mobile camera attached to the mobile participant, an image of at least one of the mobile participant and the at least one performance metric; a vehicle that is attached to at least one leg or foot of the mobile participant, wherein the mobile camera is attached to the vehicle, wherein the

vehicle is an article of footwear, in combination with the rest of the claim limitations as claimed and defined by the Applicant.

6. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Contact information

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mohamed Charoui whose telephone number is (571) 272-2213. The examiner can normally be reached Monday through Friday, from 9 am to 6 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Eliseo Ramos-Feliciano can be reached on (571) 272-7925. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Mohamed Charioui

1/16/10

/Mohamed Charioui/

Examiner, Art Unit 2857